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August 18, 1999

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Ms. Magalie Roman Salas
Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
The Portals, TW-A325
Washington, DC 20554

RECEIVED
AUG 18 1999
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

**Re: Petition for Rulemaking to Amend Section 73.202(b) Table of Allotments,
Paris, Texas and Mt. Pleasant, Texas**

Dear Ms. Salas:

Transmitted herewith, on behalf of Carephil Communications, licensee of KBUS (FM), Paris, Texas is an original and four (4) copies of a Petition for Rulemaking to amend the Table of Allotments for FM broadcasting stations. The instant petition proposes to allocate channel 272C2 to Mt. Pleasant, Texas and delete at Paris, Texas, and to modify the authorization of station KBUS (FM), Paris, Texas to operate on channel 272C2 at Mt. Pleasant, Texas.

Should there be any questions, please contact the undersigned counsel.

Sincerely,



Gregg P. Skall
Counsel for Mt. Pleasant, TX

Enclosures

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20054

RECEIVED

AUG 18 1999

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re:

Amendment of Section 73.202(b)
Table of Allotments FM Broadcast
Stations (Paris and
Mount Pleasant, Texas)

RM - _____
MM Docket - _____

TO: CHIEF, ALLOCATIONS BRANCH

PETITION FOR RULEMAKING

Pursuant to Sections 1.401 and 1.420(i) of the Commission's rules, 47 C.F.R. §§ 1.401, 1.420(i) (1998), Carephil Communications (Carephil), the licensee of Station KBUS(FM), Paris, Texas, by its attorneys, hereby submits this Petition for Rulemaking to amend the FM Table of Allotments, 47 C.F.R. §73.202(b) (1998), to (1) allot Channel 272C2 at Mount Pleasant, Texas, (2) delete the allotment of Channel 272C2 at Paris, Texas, and (3) modify the facilities of Station KBUS(FM) to specify operation on Channel 272C2 at Mount Pleasant, Texas.

As demonstrated in the attached engineering study, this proposal complies with the Commission's current separation requirements.¹ In further support of this Petition, the following is submitted:

¹ The reference coordinates for Channel 272C2 at Mount Pleasant, Texas are 33° 11' 47" North Latitude and 95° 06' 10" West Longitude.

1. Carephil Communications ("Carephil") requests that the FM Table of Allotments be amended as follows:

<u>Community</u>	<u>Present Channels Allotted</u>	<u>Proposed Channels Allotted</u>
Paris, TX	230C2, 270C2, 299C2	230C2, 299C2
Mount Pleasant, TX	-----	270C2

Mount Pleasant, Texas is a community for allotment purposes. Mount Pleasant, Texas is an incorporated city with a population of 12,291 persons (1990 U.S. Census). See Revision of FM Assignment Policies and Procedures, 90 FCC 2d 88, 100 (1982) (requirement of an allotment to a community is generally satisfied if the community is either incorporated or listed in the U.S. Census). Mount Pleasant, Texas is self-governing with its own City Hall and elected officials. The City of Mount Pleasant operates under a Council/Manager form of government with a mayor and five council members serving staggered two-year terms. The City Manager is responsible for the day-to-day operations of the City. The City of Mount Pleasant also has one Assistant City Manager. The city has its own fire department, chamber of commerce and regional medical center. Mount Pleasant's community status has previously been recognized by the FCC by assigning KIMP (AM) to it, and by the previous allotment of Channel 264 (KPXI (FM)) to the community, now reallocated to Overton Texas. Additional information about the community of Mount Pleasant may be found at <http://www.mtpleasant-tx.com/>.

2. The allotment of Channel 272C2 to Mount Pleasant, and the concurrent deletion of the allotment of Channel 272C2 at Paris, Texas, will not deprive Paris, Texas of its only local service. Co-owned by Carephil, Station KOYN(FM) is licensed to Paris, as are KDGG(AM), KPLT(AM) and KPLT-FM, providing the community with several other local commercial services.

3. Substitution of Mount Pleasant, Texas for Paris, Texas as KBUS (FM)'s community of license would result in a preferential arrangement of allotments, pursuant to


Revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1982); Amendment of the Commission's Rules Regarding Modification of FM and TV Authorizations to Specify a New Community of License, 4 FCC Rcd 4870 (1989). Having lost KPXI, the substitution would provide Mount Pleasant, Texas with its first local FM service, while Paris, Texas would continue to receive local service from four other local commercial stations and a new non-commercial station. Further, the allocation of Channel 272C2 to Mount Pleasant will provide 60 dBu service to a population of 114,196 (1990 U.S. Census). This is a gain of 27,552 persons, after adjustment for population loss of 86,664 persons. Thus, the objectives of 47 U.S.C. § 307(b) would be served by substituting the community of license for Channel 272C2 from Paris, Texas to Mount Pleasant, Texas.

4. Carephil Communications hereby certifies that it has a present intention to apply for the new channel when allotted, and when authorized, Carephil will build the modified facilities promptly and commence operation.

WHEREFORE, for the foregoing reasons, Carephil Communications hereby requests that the Commission grant the Petition for Rulemaking, and commence a rule making proceeding to allot Channel 272C2 to Mount Pleasant, Texas, delete the allotment of Channel 272C2 at Paris, Texas, and modify the license of Station KBUS(FM) to specify operation on Channel 272C2 at Mount Pleasant, Texas.

Respectfully submitted,

CAREPHIL COMMUNICATIONS

By: 
Gregg P. Skall

Its Attorney

PEPPER & CORAZZINI, L.L.P
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August 18, 1999

Engineering Statement
In Support of a
Petition for Rule Making
Carephil Communications

The instant Petition for Rule Making (PRM) was prepared for Carephil Communications ("Carephil"), licensee of KBUS, channel 270C2, Paris, TX. Carephil proposes to delete channel 270C2 at Paris and allocate channel 270C2 at Mount Pleasant, TX. It proposes that the license of KBUS be modified accordingly.

Mount Pleasant, Texas, is located in Titus county, in Northeast Texas. Based on the 1990 Census, Mount Pleasant has a population of 12291. Presently, KIMP(AM) is licensed to Mount Pleasant. The allotment of Channel 270C2 would provide a second local service, and first local FM service to the community of Mount Pleasant.

Carephil, therefore, requests that Channel 270C2 be allotted to Mount Pleasant, Texas, as that community's first local FM service at reference site at 33-11-47N and 95-06-10W. From this location the proposed facility will deliver a 70dbu contour over all of Mount Pleasant. Exhibit E-I is an allocation study showing that 270C2 at Mount Pleasant meets the minimum distance separation requirements to all licensed and proposed facilities.

Exhibit E-II is a map showing the required 70dbu contour over the community of Mount Pleasant.

The relocation of KBUS from its licensed site to the requested reference coordinates for 270C2 results in a loss within the present 60dbu contour. A study has been conducted to determine the number of other services remaining within the loss area of KBUS. Exhibit E-III is a map showing the area that will no longer receive service from KBUS as a result of the change in community of license. As shown on the map, there is a minimum of five or more licensed services remaining in the loss area, after the move of KBUS. Exhibit E-IV is a tabulation of stations providing service in the loss area.

The re-allotment of 270C2 from Paris, Texas to Mount Pleasant, Texas, will provide first local FM service to the community of Mount Pleasant, without depriving Paris of its only facility, since stations KGDD-AM, KPLT-AM, KOYN-FM, and KPLT-FM will remain licensed to Paris. KBUS operating at Mount Pleasant will provide 60dbu coverage to 114,196 persons in 8,560.3 square kilometers. Currently, KBUS is providing 60dbu coverage to 86,644 persons.

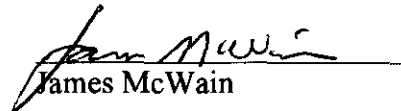
I, James McWain, do hereby certify that:

1. The engineering section of the instant Petition for Rule Making was prepared by me or under my direct supervision, and
2. That all statements and representations of fact contained in this engineering statement are true and correct of the best of my own knowledge.

All technical questions concerning the attached engineering should be addressed to me at

P.O. Box 11196
College Station, TX 77845
409-268-9696

Date: August 13, 1999


James McWain

Carephil Communications
ADD 270C2-Mount Pleasant, TX
Exhibit E-I

Allocation Study

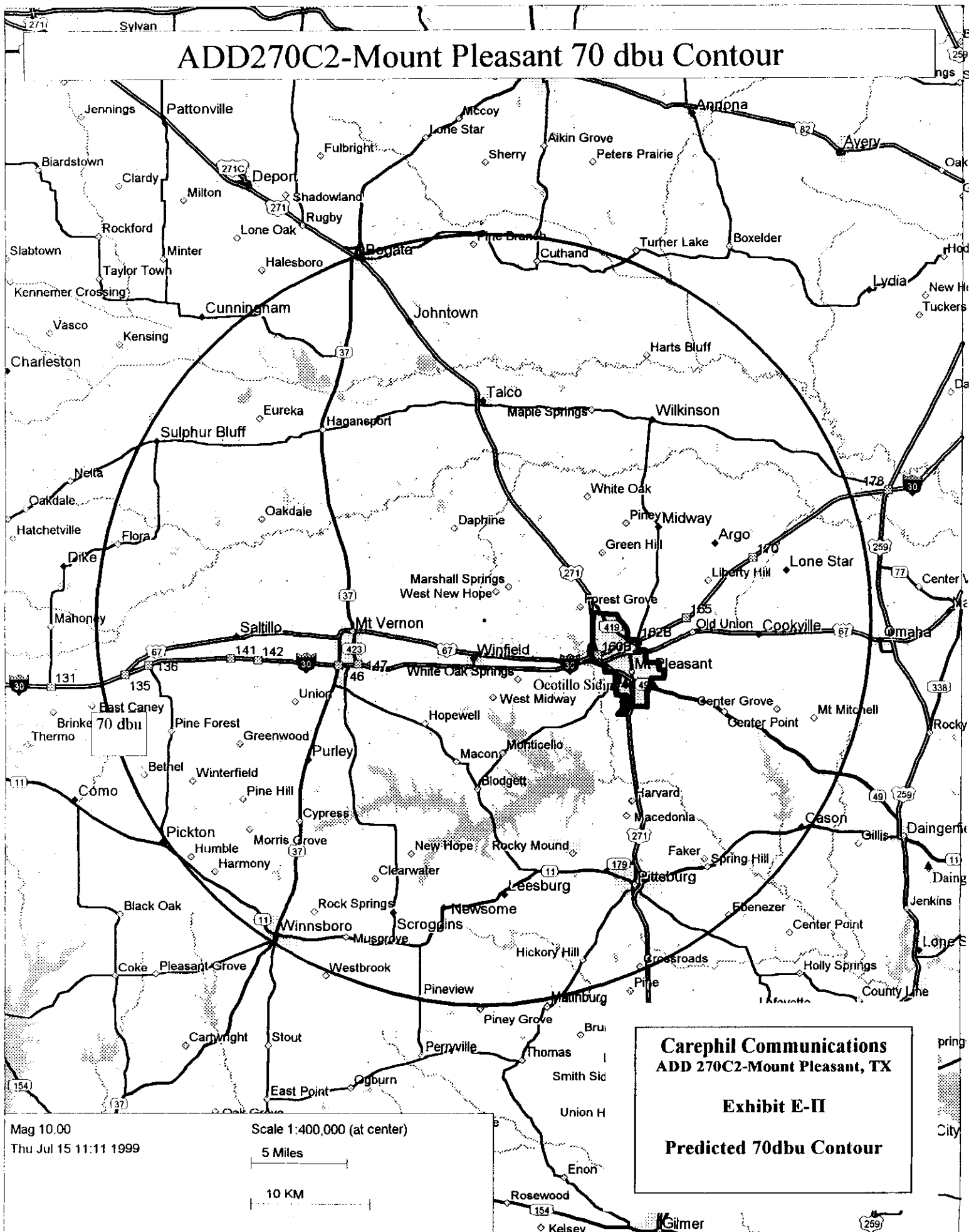
Search Channel: 270
Latitude: 331147

Class: C2
Longitude: 950610

Call Letters	Location	Channel	Class	Bearing	Distance(km)	Required(km)	OK/Short
Azle	Azle	269	C	275.01	244.48	188.00	OK
KZMPFM	Azle	269	C	276.86	223.41	188.00	OK
KDETFM	Center	272	A	151.08	172.57	55.00	OK
KDKR	Decatur	217	C2	275.26	230.39	20.00	OK
KDKR	Decatur	217	C1	275.40	236.46	27.00	OK
KZMPFM	Den-Shermn	269	C3	288.19	156.30	117.00	OK
KTXQ	Ft Wth-Dalla	271	C	248.74	188.03	188.00	Close
Fort W	Ft Wth-Dalla	271	C	248.74	188.03	188.00	Close
NEW	Greenville	217	A	269.48	91.05	15.00	OK
Hillsb	Hillsboro	273	C1	231.79	245.92	79.00	OK
KBRQ	Hillsboro	273	C1	231.79	245.92	79.00	OK
Huntin	Huntington	270	C2	168.00	211.05	190.00	OK
KYBI	Huntington	270	C2	168.01	207.17	190.00	OK
KLJT	Jacksonville	272	A	188.11	130.53	55.00	OK
Jacks	Jacksonville	272	C2	182.05	145.95	58.00	OK
KLJT	Jacksonville	272	C2	182.34	147.02	58.00	OK
Leonar	Leonard	273	A	284.67	108.87	55.00	OK
FR ADD	Madisonville	267	A	197.67	253.03	55.00	OK
KBWC	Marshall	216	A	137.03	99.98	15.00	OK
KBUS	Paris	270	C2	334.81	67.99	190.00	Short
Paris	Paris	270	C2	330.77	58.36	190.00	Short
Potts	Pottsboro	273	C3	293.65	159.19	56.00	OK
Texark	Texarkana	273	C1	74.70	98.21	79.00	OK
KKYRFM	Texarkana	273	C1	74.70	98.21	79.00	OK
KGLY	Tyler	217	C3	189.31	94.93	17.00	OK
Tyler	Tyler	268	C	172.18	104.85	105.00	Short
KNUE	Tyler	268	C	172.18	104.85	105.00	Short
KMAD	Whitesboro	273	C2	294.11	170.61	58.00	OK
NEW	Ada	217	C1	317.94	225.92	27.00	OK
NEW	Ada	217	C1	319.81	227.62	27.00	OK
NEW	Ardmore	216	A	300.31	216.98	15.00	OK
KAYC	Durant	216	A	307.12	146.97	15.00	OK
KAYC	Durant	216	A	305.76	156.57	15.00	OK
KTNT	Eufaula	273	C3	347.41	216.64	56.00	OK
Eufaul	Eufaula	273	C3	349.94	218.40	56.00	OK
Madill	Madill	272	A	303.06	185.08	55.00	OK
KMADFM	Madill	272	A	303.06	185.08	55.00	OK
KMAD	Madill	272	A	303.06	185.08	55.00	OK
KMADFM	Madill	273	A	303.06	185.08	55.00	OK
Madill	Madill	273	C2	294.11	170.61	58.00	OK
KMADFM	Madill	273	A	303.06	185.08	55.00	OK
KMADFM	Madill	273	C2	297.75	175.68	58.00	OK
KMAD	Madill	273	C2	297.75	175.68	58.00	OK
KMAD	Madill	273	A	303.06	185.08	55.00	OK
KMCO	McAlester	267	C1	343.23	201.61	79.00	OK
KMCO	McAlester	267	C1	344.42	206.18	79.00	OK
Mcales	McAlester	267	C1	344.42	206.18	79.00	OK
Warner	Warner	271	A	357.15	262.23	106.00	OK
KTFXFM	Warner	271	A	357.86	264.31	106.00	OK
Blanch	Blanchard	271	C3	120.76	131.85	117.00	OK
KRVQ	Blanchard	271	C3	120.48	130.56	117.00	OK
KRVQ	Blanchard	271	C3	120.48	130.56	117.00	OK
Homer	Homer	272	A	104.91	208.98	55.00	OK
KSCL	Shreveport	217	A	121.62	150.78	15.00	OK
El Dor	El Dorado	268	A	90.62	228.89	55.00	OK
KHBX	El Dorado	268	A	91.03	230.69	55.00	OK
Fordyc	Fordyce	272	C3	70.70	257.43	56.00	OK
KQEW	Fordyce	272	C3	70.70	257.43	56.00	OK
KQEW	Fordyce	272	A	74.77	256.89	55.00	OK
Fordyc	Fordyce	272	A	74.77	256.89	55.00	OK
NEW	Greenwood	268	A	20.69	237.17	55.00	OK

Greenw	Greenwood	268	A	19.17	237.05	55.00	OK
NEW	Greenwood	268	A	20.37	241.61	55.00	OK
NEW	Greenwood	268	A	18.96	238.35	55.00	OK
NEW	Greenwood	268	A	18.95	238.37	55.00	OK
NEW	Greenwood	268	A	22.09	237.65	55.00	OK
Hope	Hope	269	C2	69.12	147.64	130.00	OK
KXARFM	Hope	269	C2	65.67	130.06	130.00	Close
KISI	Malvern	268	A	57.15	245.66	55.00	OK
Malver	Malvern	268	A	58.60	248.44	55.00	OK
KENAFM	Mena	271	C3	27.36	171.93	117.00	OK
Mena	Mena	271	C3	26.11	161.20	117.00	OK
Mounta	Mountin Pine	270	A	49.53	235.03	166.00	OK
KZBR	Mountin Pine	270	A	50.75	219.55	166.00	OK
KARVFM	Ola	267	A	41.49	266.01	55.00	OK
Ola	Ola	267	A	40.61	266.04	55.00	OK
Stephe	Stephens	271	A	83.28	186.35	106.00	OK

ADD270C2-Mount Pleasant 70 dbu Contour



Carephil Communications
ADD 270C2-Mount Pleasant, TX

Exhibit E-II

Predicted 70dbu Contour

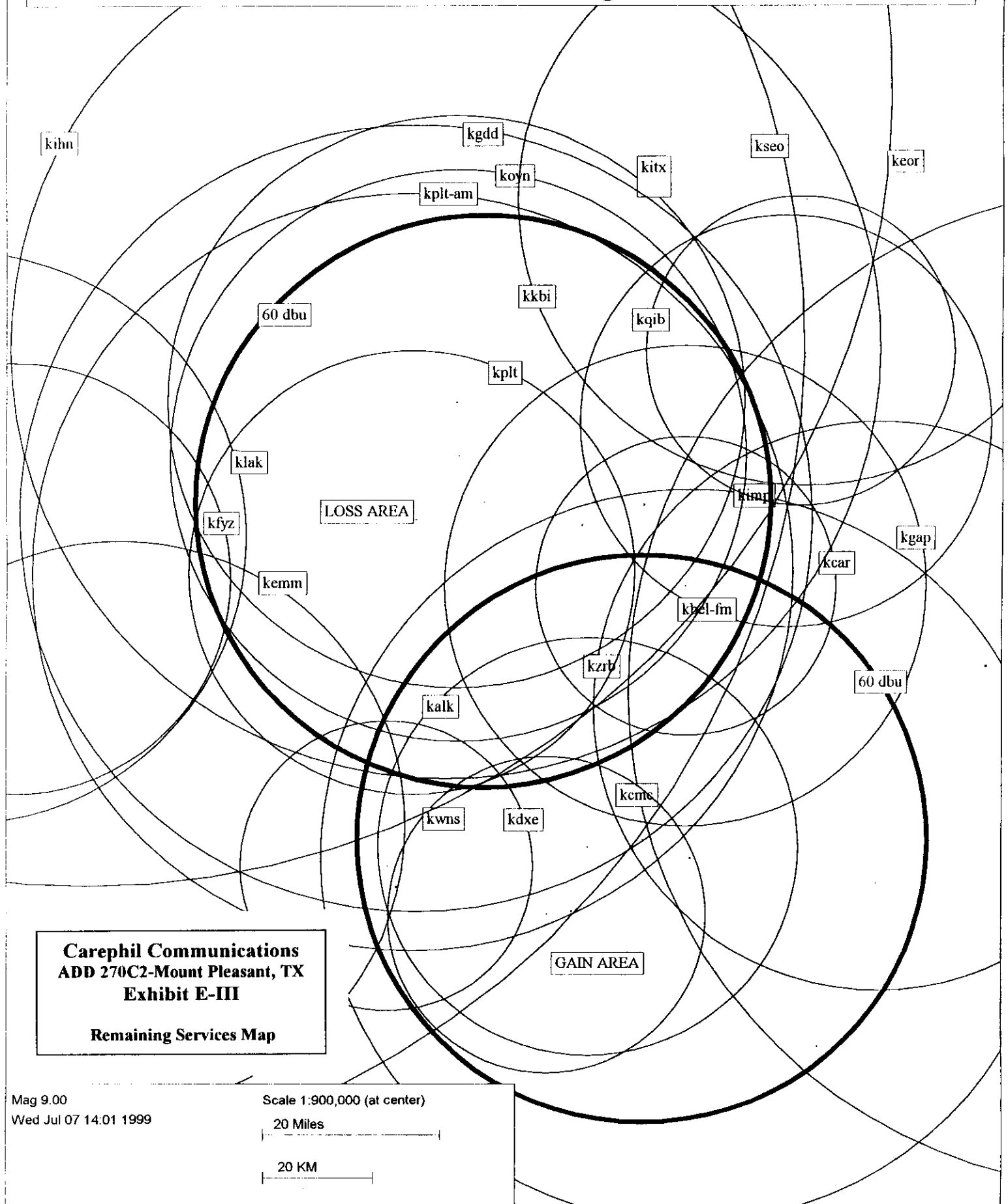
Mag 10.00
 Thu Jul 15 11:11 1999

Scale 1:400,000 (at center)

5 Miles

10 KM

KBUS 270C2 Remaining Services



Carephil Communications
ADD 270C2-Mount Pleasant, TX
Exhibit E-IV

Tabulation of Stations Providing Service

Stations included in KBUS Remaining Services Study

<u>Call</u>	<u>City of License</u>	<u>Frequency</u>
KCMC	Texarkana, TX	740
KSEO	Durant, OK	750
KIMP	Mt. Pleasant, TX	960
KEOR	Atoka, OK	1110
KGDD	Paris, TX	1250
KIHN	Hugo, OK	1340
KCAR	Clarksville, TX	1350
KPLT-AM	Paris, TX	1490
KOYN	Paris, TX	93.9
KITX	Hugo, OK	95.5
KDXE	Sulphur Sp., TX	95.9
KBEL	Idabel, OK	96.7
KLAK	Durant, OK	97.5
KALK	Winfield, TX	97.7
KFYZ	Bonham, TX	98.3
KGAP	Clarksville, TX	98.5
KQIB	Idabel, Ok	102.9
KEMM	Commerce, TX	103.3
KZRB	New Boston, TX	103.5
KWNS	Winnsboro, TX	104.7
KKBI	Broken Bow, OK	106.1
KPLT	Paris, TX	107.7